

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

Fitbit Inc.

CASE No C 17-cv-1139-WHO

Plaintiff(s)

v.

STIPULATION AND [PROPOSED]  
ORDER SELECTING ADR PROCESS

Aliphcom, et al.

Defendant(s)

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5. The parties agree to participate in the following ADR process:

- Early Neutral Evaluation (ENE) (ADR L.R. 5)**
- Mediation (ADR L.R. 6)**
- Private ADR (specify process and provider)**

*Note: Magistrate judges do not conduct mediations under ADR L.R. 6. To request an early settlement conference with a Magistrate Judge, you must file a Notice of Need for ADR Phone Conference. Do not use this form. See Civil Local Rule 16-8 and ADR L.R. 3-5.*

The parties agree to hold the ADR session by:

- the presumptive deadline (*90 days from the date of the order referring the case to ADR, unless otherwise ordered.*)
- other requested deadline:

Date: 05/30/2017

/s/Frederick Chung

\_\_\_\_\_  
Attorney for Plaintiff

Date: 05/30/2017

/s/Carolyn Chang

\_\_\_\_\_  
Attorney for Defendant

- IT IS SO ORDERED
- IT IS SO ORDERED WITH MODIFICATIONS:

Date:

U.S. DISTRICT/MAGISTRATE JUDGE

**Important!** E-file this form in ECF using the appropriate event among these choices: "Stipulation & Proposed Order Selecting Mediation" or "Stipulation & Proposed Order Selecting ENE" or "Stipulation & Proposed Order Selecting Private ADR."